

Greene County Circuit and Superior Courts LOCAL RULES

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RULE LR28-AR01-01

CASE ASSIGNMENT

A. ANNUAL REVIEW The Judges of the Greene Circuit Court and the Greene Superior Court shall meet annually to review the weighted caseload statistics of each Court and to comply with Orders of the Indiana Supreme Court concerning case assignments.

B. GREENE CIRCUIT COURT: The following cases shall be filed exclusively with the Greene Circuit Court:

1. Juvenile.
2. Adoption.
3. Guardian.
4. Estates.

C. GREENE SUPERIOR COURT: The following cases shall be filed exclusively with the Greene Superior Court:

1. Small Claims.
2. Infractions.
3. Minor Offenses and Violations.
4. Criminal, if each Count is a misdemeanor or if a Count alleges either a felony or misdemeanor violation of I.C. 9-30-5 et seq.

D. CONCURRENT ASSIGNMENT: The Greene Circuit Court and Greene Superior Court shall receive assignments of all other matters, including:

1. Civil Commitments.
2. Criminal offenses, except cases alleging all misdemeanors or cases alleging either a felony or misdemeanor violation of I.C. 9-30-5 et seq.
3. Civil.
4. Civil and Criminal Cases Transferred from Other Counties.
5. Protective Orders.

from the Clerk of the Greene Circuit Court as follows:

1. Random Draw: An opaque container holding eight (8) separate pieces marked (C) for Circuit and eight (8) separate pieces marked (S) for Superior will be kept in the Clerk's office. When a case is filed, the Clerk will randomly remove a piece from the container. If the piece is marked with a (C), the case will be filed in the Circuit Court. If the piece is marked with an (S), the case will be filed

in the Superior Court. A piece removed from the container will not be returned to the container until all sixteen (16) pieces have been removed. Then all sixteen (16) pieces will be returned to the container.

2. Probation Transfer, Subpoena Duces Tecum, and Search Warrant Cases: Notwithstanding the above, any case that is a probation transfer from another county, or a case in which the State is filing a motion for subpoena duces tecum, or a case in which the State is seeking a search warrant, the Clerk will use a separate opaque container holding an equal number of pieces for Circuit and Superior Courts and file the case randomly consistent with the procedures set forth in the preceding paragraph.

3. Companion Civil Filings: In the event two or more civil cases are identified by the filing party as companion cases, arising from the same circumstances, with similar issues of fact and law, the Clerk will randomly remove a piece from the appropriate container. All companion cases will then be filed in the Court identified by the piece drawn. The Clerk shall then draw from the container an additional number of pieces with the same Court designation so that the total number of pieces drawn equal the total number of companion cases filed.

4. Subsequent Criminal Filings: The Circuit Court and the Superior Court state that the policy of the Courts is to have all criminal felony cases, excluding violations of I.C. 9-30-5 et seq., pending against an individual filed in the same Court. Therefore, when a criminal case is filed which charges an accused with a felony, excluding violations of I.C. 9-30-5 et seq., the Prosecuting Attorney and the Clerk shall determine if the accused has another felony charge pending in either Court. "Another felony charge pending" means both a felony case where judgment has not yet been entered and a felony case in which a Petition to Revoke has been filed. If there is another felony charge pending in either Court, the new charge shall be filed in the same Court where the previous felony charge is pending. When the new felony is filed in the same Court where the previously filed felony is pending, the Clerk shall remove the piece marked "C" or "S", as appropriate, from the container.

E. TRANSFER: The Judge of the Greene Circuit Court or the Greene Superior Court, by appropriate order entered in the Record of Judgments and Orders, may transfer and reassign any case to the other Court, subject to acceptance by the receiving Court.

F. REFILINGS: When the State of Indiana dismisses a case and chooses to refile that case, the case shall be assigned to the Court from which the dismissal was taken.

G. REASSIGNMENT OF JUDGES IN CIRCUIT COURT IN CRIMINAL CASES: The following individuals have agreed to serve in the event it becomes necessary to reassign a

felony or misdemeanor case in the Greene Circuit Court: The Honorable P.J. Pierson, Sullivan Circuit Court, Honorable Robert Arthur, Daviess Circuit Court, Honorable Frank Nardi, Owen Circuit Court, and Honorable Thomas E. Johnson, Sullivan Superior Court. By order of adoption of these rules, the Indiana Supreme Court, pursuant to IC 33-24-6-10, temporarily transfers the above judges to the Greene Circuit Court for the purpose of reassignment of felony and misdemeanor cases. In the event it becomes necessary to reassign a felony or misdemeanor case, the judges will be reassigned in consecutive order to the above noted judges.

H. REASSIGNMENT OF JUDGES IN SUPERIOR COURT IN CRIMINAL CASES:

The following individuals have agreed to serve in the event it becomes necessary to reassign a felony or misdemeanor case in the Greene Superior Court: the Honorable William Sleva, Lawrence Superior Court II; the Honorable Kenneth Todd, Monroe Circuit Court; the Honorable Thomas E. Johnson, Sullivan Superior Court; the Honorable Mary Ellen Diekoff, Monroe Circuit Court; the Honorable James Osborne, Knox Superior Court II; and the elected successor of the Honorable Douglas R. Bridges of the Monroe Circuit Court. In the event it becomes necessary to reassign a felony or misdemeanor case, the judges will be reassigned by the Clerk in consecutive order to the above noted judges.

I. APPOINTMENT OF SPECIAL JUDGE IN CRIMINAL CASES: In the event no judge is available for assignment or reassignment of a felony or misdemeanor case, such case shall be certified to the Indiana Supreme Court for the appointment of a special judge. In the event the judge presiding in a felony or misdemeanor case concludes that the unique circumstances presented in such proceeding require appointment by the Indiana Supreme Court of a special judge, such presiding judge may request the Indiana Supreme Court for such appointment.

RULE LR28-TR70-02

APPOINTMENT OF SPECIAL JUDGES IN CIVIL CASES

A. PARTICIPATING COURTS: The judges of all of the trial courts within Administrative District 10, as defined by Administrative Rule 3(A), have agreed to serve as special judges in civil cases when required by Trial Rule 79(H). The trial courts within Administrative District 10 are Owen Circuit Court; Monroe Circuit Court, Divisions 1 through and including 9; Lawrence Circuit Court; Lawrence Superior Court 1; Lawrence Superior Court 2; Greene Circuit Court; and Greene Superior Court. By agreement of the trial judges within Administrative District 10, senior judges shall not be appointed, pursuant to Trial Rule 79(H), as special judges in civil cases.

B. FACILITATOR: To provide for a fair distribution of special judge appointments pursuant to Trial Rule 79(H), a Facilitator shall be selected by the judges of the above named courts to assign special judges in civil cases pursuant to Trial Rule 79(H) as needed. The first Facilitator shall be the judge of the Greene Superior Court who shall serve until such time as a subsequent Facilitator is selected. Subsequent Facilitators shall serve for one year, or until a subsequent Facilitator is selected. Facilitators shall be selected at a meeting of the judges of Administrative District 10 during annual meetings of the Indiana Judicial Conference, or upon call of one third of the judges within the Administrative District.

C. ROTATING LIST: A trial court requiring the appointment of a special judge pursuant to trial Rule 79(H) shall seek the assignment of a special judge from the Facilitator who shall advise the court where the case is pending of the name of the next judge on the Assignment List of Judges. The Facilitator shall assign judges from the Assignment List of Judges in the following consecutive order: Owen Circuit Court; Lawrence Superior Court, Division 2; Monroe Circuit Court, Division 3; Monroe Circuit Court, Division 7; Lawrence Circuit Court; Monroe Circuit Court, Division 1; Greene Superior Court; Monroe Circuit Court, Division 2; Lawrence Superior Court, Division 1; Monroe Circuit Court, Division 4; Greene Circuit Court; Monroe Circuit Court, Division 5; Monroe Circuit Court, Division 6; Monroe Circuit Court, Division 7; Monroe Circuit Court, Division 8; and Monroe Circuit Court, Division 9. If the court seeking the appointment of a special judge pursuant to Trial Rule 79(H) is the Facilitator's Court, the Facilitator will appoint the next consecutive judge from the Assignment List, omitting such Facilitator's own name. After receiving the assignment of a special judge from the Facilitator, the Court seeking the assignment shall appoint such judge as special judge pursuant to Trial Rule 79(H).

D. CERTIFICATION TO INDIANA SUPREME COURT: If no judge is eligible to serve as special judge or the particular circumstances of the case warrants selection of a special judge by the Indiana Supreme Court, such case shall be certified to the Indiana Supreme Court.

RULE LR28-TR8-03

PREPARATION OF PLEADINGS AND ORDERS

A. FLAT FILING. The files of the Clerk shall be kept under the "flat-filing" system. All papers presented for filing shall be flat and unfolded.

B. PROPOSED ORDERS. At the time of filing, each motion shall be accompanied by the original and one copy of a proposed order for the Court and sufficient copies of the proposed order for the parties. Proposed orders shall indicate the draft's preparer and shall include a full distribution list of attorneys or parties to whom the order should be sent.

RULE LR28-TR33-04

INTERROGATORIES

A. NUMBER OF INTERROGATORIES. The number of interrogatories served pursuant to Rule 33 shall be limited to require the answering party to make no more than fifty (50) answers. This limitation may be waived by the Court upon a showing that such limitation would work a manifest injustice or would be impractical because of the complexity of the issues of the case.

B. USE OF FORMS. No duplicated forms containing interrogatories shall be filed or served upon a party unless all interrogatories on such forms are consecutively numbered and applicable to the case in which the same are filed and served. The intent and purpose of this rule is to prohibit the filing of duplicated forms of interrogatories except where the nature of the case or number of the parties makes the use of such forms necessary and feasible.

C. FORM OF ANSWERS OR OBJECTIONS. Answers or objections to interrogatories shall set forth in full the interrogatory being answered or objected to immediately preceding the answer or objection.

RULE LR28-TR53.5-05

CONTINUANCES

A. CONTINUANCES DISCOURAGED. Motions for continuances are discouraged, and even if there is an agreement of the parties to continue a case the agreement may not be approved.

B. WRITTEN MOTION. Unless made during the hearing of the case, a motion for continuance shall be in writing and signed. Such motion shall comply in all respects with Trial Rule 53.5 of the Indiana Rules of Trial Procedure.

C. SCHEDULING CONFLICTS. A motion for continuance based upon a scheduling conflict with another case shall specify the Court, the case name, the case number, the date the hearing or trial was set, and the type of hearing or trial.

D. DUTY TO CONFER. Before requesting a continuance, the attorney for the moving party shall confer with the other parties to determine any objections and to ascertain dates for rescheduling when all parties are available. Such objections and alternative dates shall be reported in the motion for continuance.

RULE LR28-FL00-06

FINANCIAL DECLARATIONS

A. FINANCIAL DECLARATIONS. In any dissolution of marriage or legal separation proceeding, each party shall complete in full, date, sign and verify a Financial Declarations form as set out herein as Appendix A. The Financial Declarations shall be filed no less than four (4) working days before the contested hearing. Failure to do so may subject the party and/or the attorney to sanctions.

B. FINANCIAL DECLARATIONS - ADMISSIBILITY. Absent an objection, the Financial Declarations shall be considered as received in evidence, subject to cross-examination. Direct examination on matters in the Financial Declaration should be limited to corrections or unusual factors needing further explanation.

RULE LR28-FL00-07

PARENTING TIME GUIDELINES

A. PARENTING TIME GUIDELINES. The Parenting Time Guidelines adopted by the Indiana Supreme Court on December 22, 2000, became effective by order of the Indiana Supreme Court on March 31, 2001. As of March 31, 2001, any Orders thereafter entered that establish or modify parenting time (or visitation) and that refer to the Visitation Guidelines of the Greene Circuit and Greene Superior Courts, shall mean the Parenting Time Guidelines of the Indiana Supreme Court. Orders establishing or modifying visitation entered prior to March 31, 2001, that refer to the Visitation Guidelines of the Greene Circuit and Greene Superior Courts shall continue to mean the Visitation Guidelines previously in effect and previously included in these Local Rules.

RULE LR28-DR00-08

WRITS OF ATTACHMENT

A. Unless otherwise ordered by the Court, Writs of Attachment in civil cases and small claims shall expire six months from the date of issuance.

Green Circuit and Superior Courts Local Rules

RULE LR28-AR00-09

COURT SECURITY AND DECORUM

A. Each person entering the Circuit Court or the Superior Court may be searched before entering either Courtroom. Entrance to the Courts may be denied if a person refuses to consent to a search.

B. A Security Officer or Deputy Sheriff may search a person with magnetometer to detect weapons before such person may enter a Courtroom.

C. Purses, briefcases, or other containers may be searched prior to being taken inside either Courtroom.

D. Metal Detectors may be used by Security Officers to search all individuals traveling near any Court office or rooms, including the Jury Rooms and Library.

E. Each person leaving the protected area is again subject to search upon re-entering the Courtroom or other protected area.

F. The Security Officers will hold items not allowed in the Courtrooms for security purposes or the owner may remove them from the Courthouse.

G. No cameras, recorders, (video or audio), pagers, or any electronic devices, except laptop computers and cell phones, are allowed in any Courtroom. Each cell phone must be programmed so it will make no audible sound. No video taping or other photography is permitted in any Court or in the area immediately adjacent to a Court.

H. No smoking, tobacco, eating, food or drinks are allowed in any Courtroom.

I. No sleeveless shirts, shorts, cutoffs, hats or bare feet will be permitted in either Courtroom. No clothing with obscene graphics or wording will be allowed inside any Courtroom.

J. When the Courts are in session, anyone entering the Courtrooms must be seated. The bailiff or Security Officers may restrict the number of spectators to ensure the public safety.

K. A spectator leaving a Courtroom during the testimony of a witness may not be allowed to re-enter the Courtroom until Court is in recess.

L. All persons on floors of the Courthouse where the Courts and related offices are located shall remain orderly at all times. Disorderly persons will be requested to leave.

M. Weapons, knives, guns or any illegal contraband will not be allowed in any Courtroom. Any weapons, knives, firearms, or illegal contraband that is seized will be returned or confiscated according to law.

RULE LR28-AR12-10

FILING PLEADINGS BY FAX MACHINES

A. FILING. Pleadings, motions, and other papers may be filed in either the Greene Circuit Court or the Greene Superior Court by electronic facsimile transmission, commonly known as "faxing." The telephone number authorized to receive such transmissions, pleadings, motions, and other papers is: **(812) 384-8458**. The fax machine receiving such transmissions is located in the Office of the Clerk.

B. ADMINISTRATIVE RULE 12. Any such transmission must comply with the requirements of the Administrative Rule 12 promulgated by the Indiana Supreme Court on November 21, 1991, as amended in 1994 and as hereafter may be amended, which requirements now include:

1. such matter does not exceed ten pages, including the cover sheet;
2. such matter does not require the payment of fees other than the electronic facsimile transcription fee set forth in paragraph E of this rule;
3. the sending party creates at the time of transmission a machine generated log for such transmission; and
4. the original document and the transmission log are maintained by the sending party for the duration of the litigation.

C. TIME OF FILING. Consistent with Administrative Rule 12, during normal, posted business hours, the time of filing shall be the time the faxed document is produced in the office of the Clerk of the Circuit Court. Duplicate documents received at all other times shall be filed as of the next normal business day. If the receiving FAX machine endorses its own time and date stamp upon the transmitted documents, and the receiving machine produces a delivery receipt which is electronically created and transmitted to the sending party, the time of filing shall be the date and time recorded on the transmitted document by the receiving FAX machine.

D. COVER SHEET. Any document sent to the Clerk by electronic facsimile transmission shall be accompanied by a cover sheet which states the title of the document, case number, number of pages, identity and voice telephone number of the sending party and instructions for filing. The cover sheet shall contain the signature of the lawyer or party, pro se, authorizing the filing.

E. FEE. The Clerk shall assess a fee of \$4.00 per transmission per case, which fee has been approved by the Courts as the appropriate fee, and which fee is subject to the approval of the

Board of County Commissioners as provided by Indiana Supreme Court Administrative Rule 12. The Clerk shall deposit the fee in a fund which shall not revert to the general fund at the end of the calendar year but shall accumulate. The funds, upon appropriation, shall be used to purchase facsimile paper, replace facsimile machines, and purchase additional facsimile machines for the Clerk, the Courts, and Court services.

F. SIZE OF PAPER. Pleadings and papers filed by fax shall be letter size.

RULE LR28-AR15-11

COURT REPORTER SERVICES

A. DEFINITIONS. The following definitions shall apply under this local rule:

1. A *Court Reporter* is a person who is specifically designated by a Court to perform the official court reporting services for the Court including preparing a transcript of record.
2. *Equipment* means all physical items owned by the Court or other governmental entity and used by a Court Reporter in performing court-reporting services. Equipment shall include, but not be limited to, telephones, computer hardware, software programs, disks, tapes, and any other device used for recording and storing, and transcribing electronic data.
3. *Workspace* means that portion of the Court's facilities dedicated to each Court Reporter, including but not limited to actual space in the courtroom and any designated office space.
4. *Page* means the page unit of transcript that results when a recording is transcribed in the form required by Indiana Rule of Appellate Procedure 7.2.
5. *Recording* means the electronic, mechanical, stenographic or other recording made as required by Indiana Rule of Trial Procedure 74.
6. *Regular hours worked* means those hours which the Court is regularly scheduled to work during any given workweek. Depending on the particular Court, these hours may vary from Court to Court within the county, but remain the same for each workweek.
7. *Gap hours worked* means those hours worked that are in excess of the regular hours worked but hours not in excess of forty (40) hours per work week.
8. *Overtime hours worked* means those hours worked in excess of forty (40) hours per workweek.
9. *Workweek* means a seven (7) consecutive day week that consistently begins and ends on the same days throughout the year, e.g. Sunday through Saturday, Wednesday through Tuesday, Friday through Thursday.
10. *Court* means the particular Court for which the Court Reporter performs services. Court may also mean all of the Courts in Greene County.

11. *County indigent transcript* means a transcript that is paid for from county funds and is for the use on behalf of a litigant who has been declared indigent by a Court.
12. *State indigent transcript* means a transcript that is paid for from state funds and is for the use on behalf of a litigant who has been declared indigent by a Court.
13. *Private transcript* means a transcript, including but not limited to a deposition transcript that is paid for by a private party.

B. SALARIES AND FEES

1. Court Reporters shall be paid an annual salary for time spent working under the control, direction and direct supervision of their supervising Court during any regular work hours, gap hours or overtime hours. The supervising Court shall enter into a written agreement with the Court Reporters which outlines the manner in which the Court Reporter is to be compensated for gap and overtime hours, i.e. monetary compensation or compensatory time off regular work hours. The following fees shall be effective as of July 6, 2001.
2. The maximum per page fee a Court Reporter may charge for the preparation of a county indigent transcript shall be \$3.50; the Court Reporter shall submit a claim directly to the county for the preparation of any county indigent transcripts.
3. The maximum per page fee a Court Reporter may charge for the preparation of a state indigent transcript shall be \$3.50.
4. The maximum per page fee a Court Reporter may charge for the preparation of a private transcript shall be \$3.50. Notwithstanding the above, if a private party requests a transcript to be prepared in less than 30 days, a Court Reporter may charge an additional \$1.50 per page as a surcharge if the surcharge is approved by the presiding Judge of the Court.
5. The maximum per page fee a Court Reporter may charge for a copy of a county indigent transcript, state indigent transcript, or private transcript shall be \$1.00.
6. The minimum fee per transcript shall be \$35.00.
7. The fee for the preparation of the Index and Table of Contents pages shall be at the same rate charged per page for the remainder of the transcript.

8. The Court Reporter may charge an additional labor charge for the time spent binding the transcript and the exhibit binders. The additional labor charge shall be the hourly rate paid to the Court Reporter (as computed by dividing the annual salary paid by Greene County to the Court Reporter by 35 hours) multiplied by 1 ½. If the Reporter preparing the transcript is not a salaried employee, the charge shall be \$15.00 per hour for the time expended to bind the transcript and exhibits.

9. The Court Reporter may charge for the required office supplies purchased by the Court Reporter and used for the binding and the electronic transmission of the transcript pursuant to the Indiana Rules of Appellate procedure 28 and 29. The costs of these supplies shall be determined pursuant to a Schedule of Transcript Supplies that will be established and published annually by the Judges of the Greene Circuit and Superior Courts. If the Court Reporter desires to use the Court's equipment, work space and supplies, and if the Court agrees to the use of the court equipment for such purpose, the Court and the Court Reporter shall enter into a written agreement which must, at a minimum, designate the following:

- a. The reasonable market rate for the use of equipment, workspace and supplies;
- b. The method by which records are to be kept for the use of equipment, work space and supplies;
- c. The method by which the Court Reporter is to reimburse the Court for the use of the equipment, workspace and supplies.

Such agreement shall be attached to the Schedule of Transcript Supplies and published annually.

10. Each Court Reporter shall report, at least on an annual basis, all transcript fees received for the preparation of either county indigent, state indigent or private transcripts to the Indiana Supreme Court Division of State Court Administration. The reporting shall be made on forms prescribed by the Division of State Court Administration.

C. PRIVATE PRACTICE

1. If a Court Reporter elects to engage in private practice through the recording of a deposition and/or preparing of a deposition transcript, all such private practice work shall be conducted outside of regular working hours. In the alternative, if such work is conducted during regular working hours with the approval of the Court, the Court Reporter shall use vacation time or compensatory time to perform such work.

RULE LR28-CR00-12

LATE FEES

- A. This Rule 15 applies in each case in which a Defendant is found to have
1. committed a crime; violated a statute defining an infraction; violated an ordinance of a municipal corporation; or committed a delinquent act;
 2. is required to pay court costs, including fees; a fine; or a civil penalty;
 3. is not determined by the Court imposing the Court costs, fine, or civil penalty to be indigent; and
 4. fails to pay to the Clerk the costs, fine, or civil penalty in full before the later of the following:
 - a. the end of the business day on which the Court enters the conviction or judgment;
 - b. the end of the business day on which the Court has set the deadline in the sentencing order for the payment of costs, fines, and civil penalties.
- B. The Clerk shall collect a late payment fee of twenty-five dollars from a Defendant described in subsection A of this Rule 15.

RULE LR28-JR4-13

JURY ADMINISTRATORS AND JURY POOL

- A. The Official Court Reporter of each Court shall serve as the jury administrator for that Court.
- B. A two tier notice and summons, consistent with Jury Rule 4(b), shall be used by the jury administrators.

RULE LR28-CR00-14

BOND SCHEDULE

Effective January 1, 2007, the Greene Circuit Court and the Greene Superior Court revoke any Bond Schedule heretofore ordered by these Courts. Effective January 1, 2007, the following bond schedule shall establish the amount of bail for those persons charged with the commission of criminal offenses by Information, Indictment, or warrantless arrest on probable cause.

OUT OF STATE RESIDENTS

Regardless of whether charged with a felony or misdemeanor, a person who resides outside the State of Indiana shall not be eligible to post bail except by posting a surety bond, unless the Court orders otherwise. A surety bond may be accepted for the offenses and in the amount(s) set forth herein below.

FELONIES

1. For murder or attempted murder, no bail is to be set except by the Court at a preliminary hearing;
2. For any Class A felony offense, bail shall be \$40,000.00.
3. For any Class B felony offense, bail shall be \$15,000.00.
4. For any Class C felony offense, bail shall be \$10,000.00.
5. For any Class D felony offense, bail shall be \$4,000.00.

MISDEMEANORS

1. For any Class A misdemeanor offense, bail shall be \$1,000.00.
2. For any Class B misdemeanor offense, bail shall be \$500.00.
3. For any Class C misdemeanor offense, bail shall be \$500.00, provided that if the individual has a permanent address within Greene County or has an established job within Greene County, the individual shall be released from jail on the individual's own recognizance to appear in Court. If an

individual is released on the individual's own recognizance, the form entitled "Recognizance Bond", which is attached as Exhibit A, shall be used. If the individual refuses to provide the information necessary to complete the Recognizance Bond form, the individual shall be held on bail of \$500.00.

4. Notwithstanding the above, any individual arrested for battery, pursuant to Indiana Code 35-42-2-1, or for sexual battery, pursuant to Indiana Code 35-42-4-8, shall be detained for twelve hours after the individual's arrival at the Greene County Jail, and shall not be eligible to post bail until after such twelve hours or until appearance in Court, whichever is earlier. After 12 hours the person may post bail pursuant to other sections of this bail order only if the person agrees in writing, using the form entitled "Agreement to Have No Contact With Alleged Victim, which is attached as Exhibit B, to initiate no contact with the victim. If the person charged refuses to sign the Agreement to Have No Contact With Alleged Victim, the person shall be held until brought to Court.

5. Notwithstanding the above, any individual arrested for invasion of privacy shall be detained and shall not be eligible to post bail until such individual is brought to Court. The judge shall then determine bail in open Court.

6. Notwithstanding the above, any individual arrested for an alcohol-related offense shall be detained and shall not be eligible to post bail until such individual has reached a blood alcohol level of no more than .05%, by weight, which level shall be determined by using the chart displayed in Indiana Code 35-33-1-6.

7. Notwithstanding the above, any individual arrested for violating IC 35-48-4-1, IC 35-48-4-2, IC 35-48-4-3, IC 35-48-4-4, IC 35-48-4-6, and IC 35-48-4-7 shall be detained and shall not be eligible to post bail until such individual is brought to Court. The judge will then determine bail in open Court.

8. Notwithstanding the above, any individual arrested for operating a vehicle while intoxicated, or operating a vehicle while intoxicated endangering a person, or operating a vehicle with a blood or breath test higher than permitted by law, or a combination of such misdemeanor crimes, regardless of the number of counts, bail shall be \$4,000.00. If an individual is arrested for such crimes with a prior conviction for operating a vehicle while intoxicated alleged, the bail shall be \$8,000.00.

EXHIBIT A

**CONFIDENTIAL
NOT FOR PUBLIC ACCESS**

STATE OF INDIANA)
)
COUNTY OF GREENE) IN THE GREENE CIRCUIT/SUPERIOR COURT
CASE NO: _____

RECOGNIZANCE BOND

Full Name _____

Present Address _____

Present Phone Number _____

Date of Birth _____

Social Security Number _____

Green Circuit and Superior Courts Local Rules

Driver's License Number _____

Employer's Name _____

Employer's Address _____

Employer's Phone Number _____

Following to be completed if under 21 years of age

Parents' Names _____

Parents' Address _____

Parents' Phone Number _____

Promise to Appear

The undersigned hereby certifies that the above information is true. The undersigned promises to appear in the Greene Circuit/Superior Court, Courthouse, Bloomfield, Indiana 47424, on the _____ day of _____, 20__ at _____ o'clock __.m. I understand that a bench warrant will be issued for my arrest if I fail to appear at such time and place.

Dated: _____

Signature

Witness: _____

EXHIBIT B

STATE OF INDIANA)

IN THE GREENE CIRCUIT/SUPERIOR COURT

)

COUNTY OF GREENE)

CASE NO: _____

**AGREEMENT TO HAVE NO CONTACT
WITH ALLEGED VICTIM**

I, _____, agree to have no contact with the
alleged victim(s) _____
_____ in person, by
telephone or letter, through an intermediary, or in any other way, directly or indirectly, except
through an attorney of record, while released from custody pending trial.

I understand that this Agreement is a condition of my being released from jail on bail,
and will be attached to my Personal Appearance Bond and forwarded to the Court in which
charges are filed.

**I UNDERSTAND THAT MY RELEASE FROM CUSTODY MAY BE REVOKED AND
ADDITIONAL CHARGES MAY BE FILED IF I HAVE ANY CONTACT WITH THE ABOVE
NAMED VICTIM(S).**

Dated: _____

Defendant _____

Address: _____

Telephone: _____

APPENDIX A

STATE OF INDIANA)
) SS:
COUNTY OF GREENE)

IN THE GREENE _____ COURT

CASE NO. 28__01-_____

IN RE THE MARRIAGE OF

Petitioner,

and

Respondent.

FINANCIAL DECLARATION

SUBMITTED AND VERIFIED BY: _____

1. PERSONAL INFORMATION

Husband

Wife

Full Name: _____

Address: _____

Ages: _____

Children:

Name

Age

(ATTACH AS EXHIBIT 1A YOUR PROPOSAL FOR CUSTODY AND VISITATION.)

2. INCOME

Husband

Wife

Name of Employer: _____

Address of Employer: _____

Length of Employment: _____

(ATTACH PRIOR MONTH'S PAYCHECK STUBS AS EXHIBIT 2A.)

Husband

Wife

Gross employment income per week: \$_____ \$_____

If you receive employer paid benefits in addition to wages (i.e. bonuses, memberships paid by employer, or reimbursement) please specify and value the same.

Benefit: _____ \$_____/week

_____ \$_____/week

_____ \$_____/week

Other weekly income: (If it is paid monthly, divide by 4.3 to obtain weekly amount.)

Interest: \$_____ \$_____ \$_____

Dividends: \$_____ \$_____ \$_____

Social Security: \$_____ \$_____ \$_____

Rental: \$_____ \$_____ \$_____

Other: \$_____ \$_____ \$_____

3. LIVING EXPENSES

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Your estimated monthly expenses: \$_____

(ATTACH AN ITEMIZED SCHEDULE MARKED EXHIBIT 3A.)

4. MARITAL PROPERTY

REAL ESTATE:	<u>Marital Residence</u>	<u>Other</u>
Date Acquired:	_____	_____
Purchase Price:	\$ _____	\$ _____
Present Value:	\$ _____	\$ _____
1st mortgage:	\$ _____	\$ _____
other lien balance:	\$ _____	\$ _____
New Equity Value:	\$ _____	\$ _____

(PROVIDE THE SAME INFORMATION FOR OTHER REAL ESTATE AS EXHIBIT 4A.)

HOUSEHOLD CONTENTS IN POSSESSION OF:

Husband: \$ _____ Wife: \$ _____ Joint: \$ _____

(ATTACH TWO ITEMIZED LISTS REFLECTING ITEMS YOU WISH TO RETAIN AS EXHIBIT 4B AND ITEMS YOU WISH YOUR SPOUSE TO RETAIN AS EXHIBIT 4C.)

STOCKS, BONDS IN NAME OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____

CHECKING, SAVINGS, OR SHARE DRAFT ACCOUNTS IN NAME OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
Use last 4 digits of account numbers Acct. # _____	\$ _____	\$ _____	\$ _____
Acct. # _____	\$ _____	\$ _____	\$ _____

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Acct. # _____ \$ _____ \$ _____ \$ _____

Acct. # _____ \$ _____ \$ _____ \$ _____

Acct. # _____ \$ _____ \$ _____ \$ _____

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CASH VALUE OF LIFE INSURANCE IN NAME OF:

	<u>Husband</u>	<u>Wife</u>
Co. _____	\$ _____	\$ _____
Policy # _____		
Face Value \$ _____		
Co. _____	\$ _____	\$ _____
Policy # _____		
Face Value \$ _____		
Co. _____	\$ _____	\$ _____
Policy # _____		
Face Value \$ _____		

PENSIONS, IRAS, PROFIT SHARE PLANS IN THE NAME OF:

	<u>Husband</u>	<u>Wife</u>
Present value of plan:	\$ _____	\$ _____
Name of plan: _____		
Present value of plan:	\$ _____	\$ _____
Name of plan: _____		
Present value of plan:	\$ _____	\$ _____

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Name of plan: _____

VEHICLES, BOATS, & MOTORCYCLES IN POSSESSION OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
Year and model:	_____		
Present value:	\$ _____	\$ _____	\$ _____
Loan balance:	\$ _____	\$ _____	\$ _____
Net value:	\$ _____	\$ _____	\$ _____

Year and model:	_____		
Present value:	\$ _____	\$ _____	\$ _____
Loan balance:	\$ _____	\$ _____	\$ _____
Net value:	\$ _____	\$ _____	\$ _____

Year and model:	_____		
Present value:	\$ _____	\$ _____	\$ _____
Loan balance:	\$ _____	\$ _____	\$ _____
Net value:	\$ _____	\$ _____	\$ _____

Year and model:	_____		
Present value:	\$ _____	\$ _____	\$ _____
Loan balance:	\$ _____	\$ _____	\$ _____
Net value:	\$ _____	\$ _____	\$ _____

Year and model: _____

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Present value: \$_____ \$_____ \$_____

Loan balance: \$_____ \$_____ \$_____

Net value: \$_____ \$_____ \$_____

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MISCELLANEOUS ASSETS (NOT LISTED ABOVE) IN THE NAME OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
Description: _____	\$ _____	\$ _____	\$ _____
Description: _____	\$ _____	\$ _____	\$ _____
Description: _____	\$ _____	\$ _____	\$ _____
Description: _____	\$ _____	\$ _____	\$ _____
Description: _____	\$ _____	\$ _____	\$ _____
Description: _____	\$ _____	\$ _____	\$ _____

5. MARITAL DEBT BALANCES (OTHER THAN THOSE LISTED ABOVE)

CREDIT CARD BALANCES IN THE NAME OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
Creditor: _____	\$ _____	\$ _____	\$ _____
Creditor: _____	\$ _____	\$ _____	\$ _____
Creditor: _____	\$ _____	\$ _____	\$ _____
Creditor: _____	\$ _____	\$ _____	\$ _____
Creditor: _____	\$ _____	\$ _____	\$ _____

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Creditor: _____ \$_____ \$_____ \$_____

BANK OR FINANCE COMPANY DEBTS IN NAME OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
Creditor: _____	\$_____	\$_____	\$_____
Creditor: _____	\$_____	\$_____	\$_____
Creditor: _____	\$_____	\$_____	\$_____

OTHER DEBTS IN THE NAME OF:

	<u>Husband</u>	<u>Wife</u>	<u>Joint</u>
Creditor: _____	\$_____	\$_____	\$_____
Creditor: _____	\$_____	\$_____	\$_____
Creditor: _____	\$_____	\$_____	\$_____
Creditor: _____	\$_____	\$_____	\$_____
Creditor: _____	\$_____	\$_____	\$_____

6. PROPOSED DIVISION OF MARITAL ESTATE

ATTACH A SEPARATE SCHEDULE SHOWING YOUR PROPOSED DIVISION OF THE MARITAL ASSETS AND DEBTS AS EXHIBIT 6A.

AFFIRMATION

I do swear or affirm under penalties for perjury that the statements herein and the exhibits attached are true and complete to the best of my knowledge this _____ day of _____, 20____.

Signature of Husband/Wife

Green Circuit and Superior Courts Local Rules

Attorney for _____

Phone: _____